To: CN=Paul Jones/OU=R9/O=USEPA/C=US@EPA[]

Cc: []
Bcc: []

From: CN=Erin Foresman/OU=R9/O=USEPA/C=US

**Sent:** Wed 2/8/2012 5:53:09 AM

Subject: Re: Proposed methods for preliminary jd and condition assessment for BDCP

conveyance options

http://www.epa.gov/region9/water/watershed/sfbay-delta/index.html http://www.epa.gov/region9/water/watershed/sfbay-delta/index.html

## Hey Paul,

I'm preparing for our BDCP meeting with the Corps next Monday. I don't have the final version of the proposed JD and functional assessment methods. Could you send those to me? I'd like to attach them to the meeting agenda email. Is there anything written that describes the problems DWR is having with the method now?

I have a crazy schedule for the next three days. It occurs to me that you, me and Tom Hagler should huddle before this meeting. Wonder if that might happen at 9 AM on Monday?? Think about it. E

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Erin Foresman

Environmental Scientist & Policy Coordinator, US EPA Region 9 C/O National Marine Fisheries Service Central Valley Office 650 Capitol Mall Suite 5-100, Sacramento, CA 95814

Phone: (916) 930 3722

http://www.epa.gov/region9/water/watershed/sfbay-delta/index.html

I work a part time schedule (M 7:30a - 4:00p, T - F 7:30a - 2:00p)

-----Paul Jones/R9/USEPA/US wrote: -----To: Erin Foresman/R9/USEPA/US@EPA From: Paul Jones/R9/USEPA/US

Date: 08/29/2011 09:14AM Cc: michael.c.finan@usace.army.mil

Subject: Re: Proposed methods for preliminary jd and condition assessment for BDCP conveyance options

Hi: I am fine with responding to the email. It occurs to me that we can make mention of the meetings we have had and the electronic transmittal of the final proposed approaches.

I am sure that Dale HF is involved as Karen asked me for an update before a recent phone call with her.

I will include a copy of the draft approval letter FYI. Please mark up and return.

Mike, I am a bit concerned over one of your comments that they consider using the New England Highway method. The whole idea is to embrace the CRAM-based approach and not some other one. So your mention of another method was confusing to me. I hope and trust you are on board with the methodology they are embracing, which is essentially the state's approved approach advancing the

Wetland and Riparian Area Monitoring Strategy (as endorsed by Dale HF, Jon Bishop and the Monitoring Council on behalf of the secretaries of the Resources Agency and Cal EPA, respectively).

Erin, once you're OK with this letter, I'll get it signed and on its way.

Paul

(See attached file: DWR Concurrence Letter on BDCP Methods.docx)

Paul Jones US Environmental Protection Agency 75 Hawthorne Street (WTR-8) San Francisco, CA 94105 Phone: 415-972-3470 Fax: 415-947-3537

iones.paul@epa.gov

Erin Foresman---08/29/2011 08:56:06 AM---Hey Mike and Paul, This is just me maybe being a little too formal, but I think DWR should send a h

From: Erin Foresman/R9/USEPA/US

To: Paul Jones/R9/USEPA/US@EPA, michael.c.finan@usace.army.mil

Date: 08/29/2011 08:56 AM

Subject: Re: Proposed methods for preliminary jd and condition assessment for BDCP conveyance options

## Hey Mike and Paul,

This is just me maybe being a little too formal, but I think DWR should send a hard copy letter requesting concurrence if they are asking for a hard copy-letter head approval from Corps and EPA. It is awkward to supply that concurrence in response to the email below. I assume Gail okayed it with Dale HF before sending it to us so maybe it is fine this way. If you are ready to concurr on the methods transmitted below (or whenever you think it is ready), maybe it is just as good and more practical to write the letter-head concurrence in response to Gail's email and include the email with attachments it in the response at attachments?

\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*

Erin Foresman

Environmental Scientist & Policy Coordinator, US EPA Region 9 C/O Army Corps of Engineers 650 Capitol Mall Suite 5-200, Sacramento, CA 95814

Phone: (916) 557 5253, Fax: (916) 930 9506

http://www.epa.gov/region9/water/watershed/sfbay-delta/index.html

----- "Kuenster, Gail" <kuenster@water.ca.gov> wrote: -----

To: Paul Jones/R9/USEPA/US@EPA, "Nepstad, Michael G SPK" < Michael.G. Nepstad@usace.army.mil>

From: "Kuenster, Gail" <kuenster@water.ca.gov>

Date: 08/26/2011 11:34AM

Cc: "Finan, Michael C SPK" <Michael.C.Finan@usace.army.mil>, Erin Foresman/R9/USEPA/US@EPA, Robert Leidy/R9/USEPA/US@EPA, Erin Foresman/R9/USEPA/US@EPA
Subject: Proposed methods for preliminary jd and condition assessment for BDCP conveyance options

Paul and Mike,

Attached are DWR's proposed approaches to both the preliminary jurisdictional determination and condition assessment for the conveyance options addressed in the BDCP EIR/EIS. We have incorporated edits to the draft documents after receiving comments from both the USACE and USEPA.

As we discussed at our last meeting on July 7, DWR is requesting concurrence that these methodologies are acceptable to the USACE and USEPA for assessing impacts to Waters of the U.S. including Wetlands for use in the Section 404(b)(1) Alternatives Analysis.

If you concur, please address the letter to Rich Sanchez with cc's to the others listed below. If you have questions or concerns, please contact me. The names and addresses are listed below.

Thank you,

Gail

Gail Kuenster
Division of Environmental Services
Department of Water Resources
3500 Industrial Blvd.
West Sacramento, CA 95691
(916) 376-9780

Rich Sanchez, Chief Division of Engineering
Executive Manager, Delta Habitat Conservation and Conveyance Program
Department of Water Resources
1416 9th Street
Sacramento, CA 95814

Dale Hoffmann-Floerke, Deputy Director Delta and Statewide Water Management Department of Water Resources 1416 Ninth Street, Room 1155 Sacramento, CA 95814

Dean Messer, Chief Division of Environmental Services Department of Water Resources 3500 Industrial Blvd. West Sacramento, CA 95691

Russell Stein, Chief Environmental Management, DHCCP Department of Water Resources 901 P Street, Room 432 Sacramento, CA 95814

Cassandra Enos-Nobriga

Permit Manager, DHCCP Department of Water Resources 901 P Street, Room 428 Sacramento, CA 95814

Michelle Morrow Staff Counsel III, BDCP Office of the Chief Counsel Department of Water Resources 1416 Ninth Street, Room 1118 Sacramento, CA 95814

Jean Witzman
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Gail Kuenster
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[attachment "BDCP Proposed Method for Mapping Waters of the US including Wetlands 082611.docx" removed by Erin Foresman/R9/USEPA/US]
[attachment "BDCP Proposed Wetland Assessment Approach 082611.docx" removed by Erin Foresman/R9/USEPA/US]

[attachment "DWR Concurrence Letter on BDCP Methods.docx" removed by Erin Foresman/R9/USEPA/US]